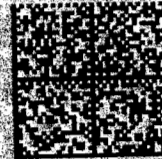


OFFICE OF THE CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
250 GOLDEN GATE AVENUE
SAN FRANCISCO, CALIFORNIA 94102

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE \$300



UNITED STATES POSTAGE
02 1A
0004329882
MAILED FROM ZIPCODE 94102
\$ 00.58⁰
APR 09 2008

PUTTE COUNTY SHERIFF'S DEPT.
☐ NOT IN CUSTODY
☐ OPENED FOR INSPECTION
☒ RETURN TO SENDER

RETURNED TO SENDER
ADDRESSEE UNKNOWN

C08-41MHP

RECEIVED

APR 17 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Handwritten signature

FILED

08 APR 17 PM 4:18

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Lance E. Rose 137145
Butte County Jail
35 County Center Drive
Oroville, CA 95965

CV08-00041 MHP

FILED

APR 09 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LANCE EARL ROSE,
Plaintiff,

No. C 08-041 MHP (pr)

ORDER OF DISMISSAL

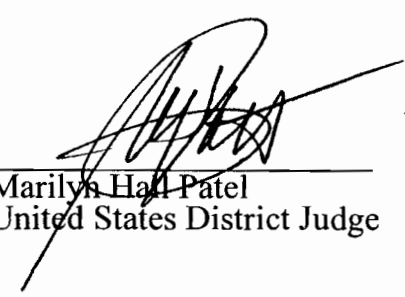
v.

BUTTE COUNTY JAIL,
Defendant.

This pro se civil action was filed on January 4, 2008, at which time the court notified plaintiff in writing that the action was deficient due to the failure to pay the filing fee or furnish a completed and signed court-approved in forma pauperis application. Plaintiff was advised that failure to pay the fee or file the application materials within thirty days would result in dismissal of the action. Mail sent to him was returned undelivered. Plaintiff has not paid the filing fee or filed the materials (i.e., an inmate trust account statement and certificate of funds) needed to complete the in forma pauperis application. The in forma pauperis application therefore is DENIED (Docket # 2) and the action is DISMISSED without prejudice for failure to pay the filing fee or submit a completed in forma pauperis application. Plaintiff may file a new action, but should include a filing fee or an in forma pauperis application with a new complaint to commence that new action. The clerk shall close the file.

IT IS SO ORDERED.

DATED: April 9, 2008


Marilyn Hall Patel
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

LANCE E. ROSE,

Plaintiff,

v.

BUTTE COUNTY JAIL et al,

Defendant.

Case Number: CV08-00041 MHP

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on April 9, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Lance E. Rose 137145
Butte County Jail
35 County Center Drive
Oroville, CA 95965

Dated: April 9, 2008

Richard W. Wieking, Clerk
By: Anthony Bowser, Deputy Clerk

FILED

APR 09 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LANCE EARL ROSE,
Plaintiff,

No. C 08-041 MHP (pr)

JUDGMENT

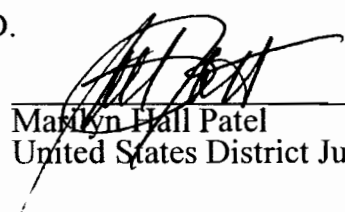
v.

BUTTE COUNTY JAIL,
Defendant.

This action is dismissed without prejudice for failure to pay the filing fee or submit a completed in forma pauperis application.

IT IS SO ORDERED AND ADJUDGED.

DATED: April 7, 2008


Marilyn Hall Patel
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

LANCE E. ROSE,
Plaintiff,

Case Number: CV08-00041 MHP

CERTIFICATE OF SERVICE

v.

BUTTE COUNTY JAIL et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on April 9, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Lance E. Rose 137145
Butte County Jail
35 County Center Drive
Oroville, CA 95965

Dated: April 9, 2008

Richard W. Wieking, Clerk
By: Anthony Bowser, Deputy Clerk